App F IX 4

Previous References
Int 110-42-13,23

1944 Municipal

File No 76-43
Serial Nos 1, 2 — 14

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos - 3

Part B for Sept. 44

SUBJECT

Re: Waiving the recovery of penal interest on the Turnkin Drainage loan.

The DC Turnkin
Comptroller
D.P.H.

L No. 25225-7 dated 14.9.44

Penal Interest waived

23/10.

7549/6

Continuation Sheet — File No / Current No — of 42 — Page

Waiving the recovery of penal interest on the Zumkum Drainage &

From The D. C. Zumkum Dn

No M6-C 4416/42 dt 7 6 43

Requests orders of Govt on the proposal of the Zumkum Town Mnl Council to waive the recovery of the penal interest of Rs 2960-2-0 on the belated payments of the Drainage loan instalments raised by the Zumkum Town Mnl Council as the mlty was not able to make timely payments due to heavy finance condition

Waiving the recovery of penal interest on the Water-Supply loan taken by the Zumkum Town Mnl Council has been quoted in the Presidents' letter dt 10/5/43 as a precedent. No particulars have been furnished as to the amount of the loan raised, the amount repaid so far, when was the instal. wise due, the balance remaining, the total interest (current & arrears) due. For orders of the Comptroller may be consulted in this matter in the first instance.

Comptroller

27/6

Submit to the Comptroller for favoring furnishing the particulars referred to above, & the Govt - his opinion on the request of the Municipal Council to waive the recovery of the penal interest

B.O.

27 6 43

Dy Secy to Govt

No 200/42-3

Dt 28/6/43

ET S OFFICE

Loans

28 JUN 1943

907/SP

SPECIAL SECTION

U O No 26/MAD dated the 7th July 1943. (No 36 WR (10-7-3) Spl)

Returned with Compliments:-

3 The details called for above showing the position of the loan account as on 30th June 42 was already intimated in this office letter No.210/Loans dated 16-11-42 The amount due as shown therein was Rs.17,306-9-11 as reproduced in the margin Since then another instalment fell due on 31-3-43 No amount was paid by the Municipality to the end of 31st March 43 but on 9-4-1943, a sum of Rs 3173-3-2 only was credited towards interest The amount over due as on 14-4-1943 was Rs 26,370-11-4 as shown below ·

Balance of 2nd instalment	Rs 3,173-3- 2
=do= 3rd =do=	11,173-3- 2
Penal interest upto 30-6-42	2,960- 3-7
	Rs 17,306-9-11

Towards principal	Rs 16,000	0	0
Towards annuity interest	6,346	6	4
Penal interest	4,024	5	0
Rs	26,370	11	4

As directed in G O No L 7462/ML 110-42-43 dated 30-1-43, action was taken to adjust the amount due towards interest only in the first instance by addressing the Deputy Commissioner, Treasury Department, Tumkur District, by reducing the balance at the credit of the Municipality by Rs 10,370-11-4 as detailed below -

Ordinary Interest	Rs 6,346	6	4
Penal Interest upto 14-4-43	4,024	5	0
Rs	10,370	11	4

The President, Town Municipal Council, Tumkur, sent a Telegram on 30-6-43 requesting this office to issue orders to the Treasury not to adjust the penal interest as the amount due towards interest was paid. Pending verificatio

Waiver of the penal interest due by the Tumkur Town Municipal Council towards the Agraharage loan

Continuation Sheet

File No
Current No 154 of 11

of the credit a stay order was issued to the Treasury in this office memo No. dated In his letter No HC 93/42-43 dated 28-6-43, the President has intimated that a sum of Rs.16,000/- towards principal with a sum of Rs 6346-6-4 towards interest was credited on 28-6-43 This amount will be verified on receipt of the Treasury accounts for June 43 The penal interest of Rs 4,024-5-0 to be waived in this case is very heavy It is a matter for orders of Government if such a big amount should be waived in the case of this Municipality

Deputy Comptroller
For Comptroller absent from
Head Quarter

10-7-43

4 In the circumstances stated above it is for orders if the penal interest amounting to Rs 4024-5-0 may be waived in concurrence with the Financial Secretary

10/7 4) Pl. put up file no 110-42-43 which contains the letter no L7462 dated 30/1/1943.

10 7 43

Flagged W

6 The municipal corrections 110-42-23 is put up as directed above

16/7 7 Three instalments due by the Tumkur municipal have been paid up the amount to be paid

-15 The penal interest arising to B 40 24/57
The M/C cl was unable to pay the instalments
as & when they fell due owing to financial
stringency. The question of waiving its
may perhaps be considered sympathetically
in view of the fact that all the
instalments have been paid up & the financial
condition of the M/C was not good at the time
the final leg may perhaps be considered.
Law secy for
17 7 43

O Since instalments have
been paid up, penal interest
may be waived

Accs
27-7-43
27 7 43

SECY LAW DEPT
27/7/43
GOVT OF MYSORE

U.O. No. Fin. 498
27 JUL 1943

4. Penal interest has been levied
because instalments due have not
been paid in time
O As the amount that has become due by way
of penal interest is heavy and
I do not think that the whole
amount can be waived as
suggested above I propose
that only half of it may be waived
the other half being
recovered

OFFICE OF THE MINISTER
FOR L S G & P H
Date 10 8 43
No 1146

54/ Waiving the penal interest due by the Tumkur Municipality

Communication Sheet — File No / Current No 1146 — of 1943 — Page 5

11) It is a sight case to waive the penal interest the amounts having fully been paid, the request of the Municipality may be sanctioned

V.G.
13 8 43

Ans
14-8-43
for

Deputy

UG 944

12) Our local bodies are notoriously lax in repaying Govt loans and it is necessary that they should be made to realise the importance of meeting their obligations as they arise

13) The Municipal council may be asked to explain what its financial position was when each restaurant fell due and if it was such as to preclude the possibility of paying the restaurants what steps it took (a) to improve its finances and (b) to ask for extension of time

immediately

OFFICE OF THE MINISTER FOR L S G & P H
Date 16 8 43
No 1355

MEY
16/8/43

Ans
16-8-43
for 16/8/43

Minister L S G

V.G.
17 8 43
Ans
17-8-43

14) Draft letter put
17 8 43

warning the penal interest
demanded by the Tuticorin Town

7) Draft letter as submitted with reference para 13
ma 18/8/43 16) Approved

TYPING SECTION
19 AUG 1943
GEN & PV SECTT

To, the D-e Tuticorin
No 22409 dt 25 8 43
calls for certain information

Sub Ad
ma
30/8
for the error

17) Draft D.O letter today please
26/7/43

18) The following is the extract from the memorandum submitted by the members of the Tuticorin Municipal Council to the Dewan (on the 24/7/43)

penal interest of Rs 4,024-5-0 has been charged on the overdue instalments of the damage scheme loan. As this delay payments were delayed because the water supply loan instalment was to be completed and the municipality was not able to pay both the instalments simultaneously all the five instalments due up-to-date together with the interest thereon have been paid punctually and it is prayed that Govt be pleased to waive the claim for penal interest."

19) A draft D.O is submitted to the D-e Tuticorin as asked above
ma 26/

20) Some advance
respondent
26/7/43

57/L Waiving of penal interest due by the Trichinopoly Town Mal Cl

21 To,

The D C Trichinopoly Cl

L 777 & 26/7/44

calls for the report early

22) Resubmitted, as per orders at para 20 supra

2/8

23) This is one of the representations made by the deputation of four members of the Dravidian Journalists to the Secretary to the minister for L S G & P H on 24 7 44

23) The question is under consideration of Govt for the past eleven months

Some particulars on the subject have been called for from the D C in accordance with the Secretary's orders at paras 1 & 3 & have not yet been received. The D C has been reminded demi officially for expediting them

24) For perusal

Law Secy

for U/S

25) [illegible]

3 8 44

26) [illegible]

15 8 44

27) This has been seen [illegible]

but it is up — [illegible]

SECY LAW DEPT 1779 GOVT MADRAS

OFFICE OF THE MINISTER FOR L S G & P H Date 3 8 44 No 963

54 J/0124

2

OF
3 194
1229

waiving the penal interest due by the Trustee Trust Ltd

From the D.C. Tribunal

No A6 c 4416/42 & 16/8/44

Does the information called for

28.9.44

2 The report of the President of the Ind Ct shows the financial position of the Ind Ct when each instalment of the loan fell due and the reason as to why instalments as they fell due were not discharged

29) Subs for perusal and orders with reference to paras 12 & 13 supra

16/8.

Law Secy) 16/8/44

21 SEP

30) Submitted

OFFICE OF THE MINISTER FOR L S G & P H
Date 16-8-44
No. 1330

Minister 2 SC & D'wan

16-8-44

31) SC 20-8-44

32) In the circumstances, the request for penal interest may be waived

24/8/44

P & SDP

OFFICE OF THE MINISTER FOR L S G & P H
Date 24-8-44
No. 1485

33) Subs for kind perusal Minister LSG) 24/8/44

SC 27-8-44

Draft for pl
28/8/44

A draft for is further
29/8

Reference is invited to 30/8/44
opinion of 9-8-44
draft is fair enough

21 Com 422

14/9/44
14/9

For perusal

15/9/44

LSG issued 16/9

To,

The D C Thanjavur
The Comptroller
The D P H
R 2525-7 & 14/9/44
Sanctions the proposal

20/9

ml 76-43-1 7549

No A6 C 4416/42-43

Office of the Deputy Commissioner
Tumkur District
Dated 1st June 1943

To

C Narayanaswamy Naidu, Esq, B L,
Secretary to Government of Mysore,
Law Department, Bangalore —

Sir,

Waiving the penal interest of Rs 2960-3-7 charged on belated payments on the loan instalments of the Drainage scheme of Tumkur Town

---

I have the honour to state that the President Town Municipal council, Tumkur, has stated in his letter No H C 33/42 dated 10/5/43, that the Council have resolved at their meeting held on 30/4/43 that Government be approached to waive the penal interest, as belated payments, drainage loans, were due to the then poor financial conditions of the Municipality

I request that orders of Government may be p T O

కారణము 30-4-43 న తుమ్మ పాళ సాయంకాలము 5 30 గంటలకు సరియాగి శివమొగ్గలం త్రైలోక్య కృష్ణరాజేంద్ర పురపాలకమండలి సభ్యుల సమావేశం జరిగెను అధ్యక్షత వహించిన మిచలింగ్ త్రైలోక్యాధిపతి

× × ×

Subject No 17

1941-42 న సంవత్సరపు జమా మీద మున్సిపాలిటీ విధించిన 2960-3-7 రూపాయి వడ్డీ యన్ను మన్నా చేయవలెనని కోరుట

Resolved that the Government be requested to waive the penal interest

× × Sd/- B N Keshavanga
president,

Copy

B N Keshavanga
president 8/7/43

Town Municipal council, Tarikere

Deputy Commissioner's Office,
Tumkur, Dated 30th June 1943.

No A6.C. 4416/42-3.

To

The Comptroller to Government of Mysore,
Bangalore.

Sir,

Payment of drainage loan due by the Tumkur Town Municipality.

---0---

With reference to your memo No.227/MAD dated 23rd June 1943, forwarding copies of references addressed to the President, Town Municipal Council and the District Treasury Officer, Tumkur, on the above subject, I have the honour to invite your kind reference to the letter No.H.C.93/42-3 dated 28/6/43 addressed to you, wherein he has stated that the two loan instalments with interest amounting to Rs. 22,346-6-4 have been paid on 23/6/43.

As regards the penal interest due on deleted payment, the President had in his letter No.H.C.33/41-2 dated 10/5/43 stated that a sum of Rs. 2960-3-7 had to be paid and that a recommendation may be made to Government for waiving the same as in the case of the Water Supply loan instalment. Accordingly, a recommendation has been made to Government in this office letter of even number dated 11/6/43, for waiving the penal interest as a special case and so far no orders of Government have been obtained in the matter.

As the question is pending before Government for orders, I request you to kindly issue instructions to the District Treasury Officer, Tumkur, for staying the adjustment of the penal interest, pending kind orders of Government and receipt of further instructions from you.

I am also requesting Government for the issue of early orders in the matter. P.T.O.

xxxxxxxxxxxxxxxxxxxxxxxx

I have the honour to be,
Sir,

16

Copy of letter No H.C 93/42-3 dated 28th June 1943 from the President Town Municipal Council, Tumkur, to the ~~Deputy Commissioner, Tumkur Dist~~ Comptroller to Government of Mysore, Bangalore

Repayment of drainage loan

Adverting to your letter No 311/MAD dated 23/6/43, intimating that the District Treasury Officer, Tumkur, has been instructed to reduce the balance at the credit of this municipality etc , I have the honour to invite kind reference to this office letter of even number dated 21/5/43 for which no reply has been received so far However, as the Municipali has got sufficient funds at its credit at present, the two instalments of loan along with the interest amounting to Rs 22,346-6-4 due (as per detailed noted in the margin*) have been paid and credited to treasury this day

*

Amount of loan sanctioned by Govt on 15-11-35	1,20,000-0-0	
Payable in annual instalments of Rs 8000 + interest of 3173-3-2 coming from 31-3-40		
I instalment due on 31-3-40 was paid on 7-10-41.	6000-0-0	
~~II instalment due on 31-3-41~~		
and on 15/12/41	2000-0-0	plus
interest 3173-3-2		
II instalment due on 31-3-41 was paid on 13/8/42	8000-0-0	
interest paid on 29-3-43	3173-3-2	(Inter
III instalment & paid on 29/6/43 16,000 + 6346-6-4		
IB instalment		

As regards the payment of penal interest of Rs 4024-5-0 charged on the belated payments, a separate reference has been made to Government fd waiving the same vide this office letter No H C 33/42-3 dated 15/5/43 (co enclosed) and orders of Government are awaited thereon

I therefore request you to be so good as to instruct the Treasury pr not to adjust any amount in view of the payment made this day

17

Copy to the Deputy Commissioner, with compliments, in continuation of this office letter No H C 33/42-3 dated 15/5/43 with a request to obtain early sanction of Government for waiving the penal interest in view of the fact that all the instalments of loan have been discharged up-to-date along with interest

Sd/- N Keshava Iyengar,
President

"Copy"

Deputy Commissioner, I/C,
Tumkur District

18

Appendix F G —1]

SUBJECT

41

Section rel
File No 76-43
Serial No 2

Diary No of letter replied to

No 12409

To

General and Revenue Secretariat

( )

the *194*

The D c Trinkenmalee

Sir,

Date of issue 25/8/43

with reference to your letter No A 6 c 4416/42 4/6 43 re the waiving of the penal interest charges on belated payments of the loan instalments of the drainage scheme of the Trinkenmalee Town, I am directed to request you to ~~obtain forthwith information and forward the explanation of the Trinkenmalee Town rel el on the following points~~ as to what ~~the~~ the financial position of the rel was when each instalment of the loan fell due

Signed by m S R Rao

List of enclosures

Copied by

Examined by

P T O

and if it was such as to preclude the possibility of paying the instalments immediately, what steps it took — (a) to improve its finances, etc and (b) to ask for an extension of time for the adjustment of the loan question

The matter may be treated as urgent

I have the
[illegible] 19/8/49
for Sec'y, Law

20

Appendix F G —1]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the 194

ate of issue 26/2/44

Signed by Sd SRR

List of enclosures

Copied by GAS 26/7

Examined by

Section

File No

Serial No

Immediate

No L 7778 & 26/7

To

Dear Sir,

In inviting ~~I am directed~~ to reference to the correspondence ending with this office letter No L 2409 & 2578/43 calling for further information re the waiving of the penal interest charged on belated payments of the loan instalments of the drainage scheme of the Trincomalee Town fund, I am directed to state that the members of the local council ~~have~~ on 24/7/44 waited on the Dewan of the Trustees and submitted

a memorandum praying among others, for ~~which~~ ~~to assay~~ the claim in question being waived. I am
request you to send up without any further
delay the information called for in the above letter,
together with ~~explanation~~ reasons for the delay of over
in furnishing ~~[illegible]~~ the particulars ~~[illegible]~~ to reply in eleven mos.
the matter

This may kindly be treated as
<u>immediate</u>

Yours sincerely
[illegible]
20/7/[illegible]

To,
The D-C Tuticorin st (by name)

C F No 46]

GOVERNMENT OF MYSORE

No A6 C 4416/12-43

Encls. One

OFFICE OF The Deputy Commissioner,
Tumkur District
TUMKUR

Date

To

The Secretary to the Government
of His Highness the Maharaja of Mysore,
Law Department, Bangalore

Sir

Subject - Waiving of penal interest on the drainage loan instalment of Tumkur Town Municipality

With reference to your letter No L 2409 dated 25th August 1943, and a D O reminder thereon regarding the waiving of penal interest referred to above, I have the honour to forward, herewith, a copy of letter No H C 31/44-45 dated 1-8-1944 received from the President, Town Municipal Council, Tumkur, furnishing the particulars called for

I have the honor to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Tumkur District

YSK 10/8/44

Letter No H C 31/44-45 dated 1-8-44 from the President, Town Municipal Council, Tumkur to the Deputy Commissioner, Tumkur District

23

Subject - Waiving of penal interest on Drainage Loan Instalments

---

With reference to your Memo No A6 C 441/43-44 dated 11-9-1944 requesting to furnish certain information as to what the financial position of this Municipal Council was when each instalment of the loan fell due etc I have the honour to state that the financial position of the municipality when each of the instalments fell due is noted below

Years	Drainage Loan due (instalment)	Water Supply loan due (Instalment)	Total	Cash balance when each of the Drainage loan instts fell due
1939-40	11173- 3- 2	13601- 7- 3	24774-10- 5	20751-12- 7
1940-41	11173- 3- 2	13601- 7- 3	24774-10- 5	9789- 8-10
1941-42	11173- 3- 2	- -	11173- 3- 2	13360-10- 0
1942-43	11173- 3- 2	- -	11173- 3- 2	9294- 9- 8

The reason for belated payments is that the instalments of the Water Supply Loan had also to be paid simultaneously and this dould not be done by reason of the slender finances The Comptroller to the Government when he inspected this office on 7-7-1942 was pleased to appreciate this position and to say that he would recommend to Government for the waiving of penal interest claimed on overdue instalments of the Drainage Loan This may be considered sympathetically now that all the instalments due up to date have been paid in full and punctually

The Municipal Council have made several proposals for new taxation in order to improve their finances and thse have been submitted for sanction of Government

Under these circumstances, Government may be moved to kindly waive the claim for penal interest, Representations in this behalf have also been made to the Dewan and to the Minister for Local Self-Government on 24-7-1944 Favourable orders of Government may kindly be obtained in the matter

==========

'Copy'

Deputy Commissioner,
Tumkur District

YSK 10/8/44

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS

THE MAHARAJA OF MYSORE

24

Read:-

Correspondence ending with letter No.A6.C.4416/42, dated the 10th August 1944 from the Deputy Commissioner, Tumkur District, requesting, in the circumstances stated, orders on the proposal of the Tumkur Town Municipal Council to waive the recovery of the penal interest of Rs.4,024-5-0 claimed on the belated payments of the Drainage Loan instalments, due by the Tumkur Town Municipal Council, in the circumstances reported.

ORDER NO.L.2525-7/Mul 76-43-14

Dated, Bangalore, 14th September 1944.

Government are pleased to direct that the demand for the recovery of the above penal interest from the Tumkur Town Municipal Council, be waived.

Secretary to Government,
Law Department.

To.-

The Deputy Commissioner, Tumkur District.
The Comptroller to Government through the Fl.Deptt.
The Director of Public Health in Mysore.

KRS/6

G R S App F VI—G 2]

SUBJECT

AV

6 copies

Diary No of letter replied to

General and Revenue Secretariat

( )

the *194*

Section MC

File No 76-43

Serial No 14

Proceedings of the Government of His Highness the Maharaja of Mysore

ate of issue 14-9-1944

gned by Mr G R Rao

ay this be—

(i) printed ?

(ii) treated as a Standing Order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the Press ?

(iv) published in the Gazette Kannada Part ?

Read— Correspondence ending with letter No A6 c 4416/42 ~~from to D.C. Nuggehalli~~ & 10/8/44 reporting, in the circumstances stated, ~~[illegible]~~ orders on the proposal of the Tumkur Town Municipal Council to waive the recovery of the penal interest of Rs ~~2960-3-7~~ 4024/3/7 ~~Order thereon No.~~ claimed on the belated payments of the ~~[illegible]~~ Drainage Loan instalments due by the Tumkur Town Municipal Council, in the circumstances reported

(2) No note No 26/AD & 7/7/43 (No 36 S pl 21/7/

stating that the penal interest due by the
Mel el amounts to Rs 4,02,4-5-0
and furnishing his remarks thereon
order No L2525-7 D/ 14/9/44
In the circumstances explained by the
pdt of the Mel el and in view of the representation
made to the pdt by the members
pdt are pleased to direct that the recovery
of the above penal interest amounts from
demand for 1st
~~demand for interest due by the Mel el~~ ~~on the delayed payments of the drainage~~
~~loan~~, he waives. ~~in the city reported~~

for D/Sh
Jt Secy Lab

To,

Mr c Trivandrum
The controller thro the Jt secy
The D P H

List of Enclosures

Copied by

Examined by

WD 04162—GPB—60 000—23-10-41

Pages 1–26